1	Т	HE HONORABLE RICHARD A. JONES	
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6	I MITED STATES DIS	TDICT COLIDT	
7	UNITED STATES DISTRICT COURT WESTERN DISTRICT OF WASHINGTON AT SEATTLE		
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9	A THINKING ARE DIG. D.1	CACENO 212 00002 BAI	
10	A THINKING APE, INC., a Delaware corporation,	CASE NO.: 2:12-cv-00883 RAJ	
11	Plaintiff,	STIPULATION FOR DISMISSAL WITH PREJUDICE	
12	V.		
13	LODSYS GROUP, LLC, a Texas limited liability		
14	company,		
15	Defendant.		
16			
17	All claims and counterclaims asserted in this	action by and between Plaintiff A Thinking	
18	Ape, Inc. and Defendant Lodsys Group, LLC have been settled. Accordingly, pursuant to Fed.		
19	R. Civ. P. 41(a)(1)(A)(i), Plaintiff A Thinking Ape, I	Inc. and Defendant Lodsys Group, LLC	
20	hereby request dismissal of all claims between them in this action with prejudice and with each		
21	party to bear its own costs, expenses, and attorneys'	fees.	
22	Pursuant to Fed. R. Civ. P. 41(a)(1)(A)(i), thi	s notice of dismissal is being filed before	
23	Defendant Lodsys Group, LLC has served an answer	or a motion for summary judgment.	
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## Case 2:12-cv-00883-RAJ Document 13 Filed 09/12/12 Page 2 of 5

1		Respectfully submitted,
2 3	Dated: September 12, 2012	s/ Inessa Baram-Blackwell Inessa Baram-Blackwell, WSBA #39904 WILSON SONSINI GOODRICH & ROSATI
4		Professional Corporation 701 Fifth Avenue, Suite 5100
5		Seattle, WA 98104-7036 Telephone: (206) 883-2500 Facsimile: (206) 883-2699
6		Email: <u>ibaramblackwell@wsgr.com</u>
7 8		Nicole W. Stafford, admitted <i>Pro Hac Vice</i> WILSON SONSINI GOODRICH & ROSATI Professional Corporation
9		900 South Capital of Texas Highway Las Cimas IV, Fifth Floor
10		Austin, TX 78746 Telephone: (512) 338-5400 Facsimile: (512) 338-5499
11		Email: <u>nstafford@wsgr.com</u>
12		Attorneys for Plaintiff A THINKING APE, INC.
13		
14	Dated: September 12, 2012	s/ Christopher M. Huck
15		Christopher M. Huck, WSBA #34104 KELLEY, GOLDFARB, GILL, HUCK & ROTH, PLLC
16		700 Fifth Avenue, Suite 6100 Seattle, Washington 98104 Telephone: (206) 452-0260
17		Facsimile: (206) 432-0200 Facsimile: (206) 397-3062 Email: huck@kdg-law.com
18		Attorney for Defendant <i>LODSYS GROUP</i> , <i>LLC</i>
19		Attorney for Defendant LODS13 OROO1, LLC
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STIPULATION FOR DISMISSAL WITH PREJUDICE CASE NO. 2:12-CV-00883 RAJ

-2-

WILSON SONSINI GOODRICH & ROSATI 701 Fifth Avenue, Suite 5100 Seattle, WA 98104-7036 Tel: (206) 883-2500 Fax: (206) 883-2699

## **CERTIFICATE OF SERVICE** I hereby certify that on September 12, 2012, I filed the foregoing with the Clerk of the Court using the CM/ECF system, and served all parties via ECF. Dated: September 12, 2012 s/ Inessa Baram-Blackwell Inessa Baram-Blackwell, WSBA #39904

CERTIFICATE OF SERVICE CASE NO. 2:12-CV-00883 RAJ WILSON SONSINI GOODRICH & ROSATI 701 Fifth Avenue, Suite 5100 Seattle, WA 98104-7036 Tel: (206) 883-2500 Fax: (206) 883-2699

1	Т	HE HONORABLE RICHARD A. JONES	
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6	UNITED STATES DIS	TRICT COURT	
7	FOR THE WESTERN DISTRIC AT SEATT		
8			
10	A THINKING APE, INC., a Delaware corporation,	CASE NO.: 2:12-cv-00883 RAJ	
11	Plaintiff,	[PROPOSED] ORDER GRANTING DISMISSAL WITH PREJUDICE	
12	V.	DISMISSAL WITH FREJUDICE	
13	LODSYS GROUP, LLC, a Texas limited liability		
14	company,		
15	Defendant.		
16			
17	In consideration of Plaintiff A Thinking Ap	e, Inc.'s notice of voluntary dismissal of all	
18	claims between Plaintiff A Thinking Ape, Inc. and Defendant Lodsys Group, LLC, it is		
19	ORDERED that all claims and counterclaims asserted in this suit between Plaintiff A Thinking		
20	Ape, Inc. and Defendant Lodsys Group, LLC are hereby dismissed with prejudice.		
21	It is further ORDERED that all attorneys' fees, expenses, and costs are to be borne by the		
22	party that incurred them.		
23	Dated this, 2012.		
24	HONO	DADLE DICHARD A TONEC	
25		HONORABLE RICHARD A. JONES UNITED STATES DISTRICT JUDGE	
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[PROPOSED] ORDER GRANTING DISMISSAL -1-WITH PREJUDICE CASE NO. 2:12-CV-00883 RAJ

WILSON SONSINI GOODRICH & ROSATI 701 Fifth Avenue, Suite 5100 Seattle, WA 98104-7036 Tel: (206) 883-2500 Fax: (206) 883-2699

## Case 2:12-cv-00883-RAJ Document 13 Filed 09/12/12 Page 5 of 5

1	Presented by:
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14	s/ Christopher M. Huck
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18	Email: <u>huck@kdg-law.com</u>
19	Attorney for Defendant LODSYS GROUP, LLC
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[PROPOSED] ORDER GRANTING DISMISSAL WITH PREJUDICE CASE NO. 2:12-CV-00883 RAJ -2-